

DOCKET NO.: ALZA-0157

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Chen, et al.

Confirmation No.: 6463

Application No.: 10/606,969

Group Art Unit: Not Yet Assigned

Filing Date: June 25, 2003

Examiner: Not Yet Assigned

For: SHORT DURATION DEPOT FORMULATIONS

DATE OF DEPOSIT: April 7, 2004

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Karen M. Whitney

TYPED NAME: Karen M. Whitney  
REGISTRATION NO.: 52,355

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, before the mailing date

of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

☐ In accordance with § 1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Certification in Accordance with § 1.97(e) is attached; or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

☐ Certification in Accordance with § 1.97(e) is attached;  
or

☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- ☒ Copies of references listed on the attached Form PTO-1449 are enclosed herewith
- ☐ Copies of references listed on the attached Form PTO 1449 are not required to be submitted pursuant to the June 30, 2003 recent revisions to 37 CFR § 1.98(a)(2)(i).

## EXCEPT THAT:

- ☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- ☐ In accordance with § 1.98(d), copies of the following references listed on the attached Form PTO-1449 are not enclosed herewith because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application(s) for which a claim for priority under 35 U.S.C. § 120 have been made in the instant application:
- ☐ Copies of references [list as appropriate] listed on the attached Form PTO-1449 were previously cited by or submitted to the Patent and Trademark Office in prior Application No.

, filed .

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050. This form is submitted in duplicate.

Enclosed is a copy of the PCT International Search Report dated **November 4, 2003**, which indicates the references to be relevant.

On March 15, 2004 applicant submitted a Supplemental Information Disclosure Statement with a incorrect serial number (10/609,969). Applicant is hereby submitting the Supplemental Information Disclosure Statement with the correct Serial Number (10/606,969) for consideration.

There are no listed references which are not in the English language.

Date:

*April 7, 2004*

*Karen M. Whitney*

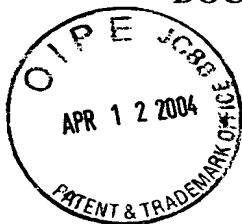
**Karen M. Whitney**

Registration No. **52,355**

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Karen M. Whitney

TYPED NAME: Karen M. Whitney  
REGISTRATION NO.: 52,355

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**COMMUNICATION REGARDING  
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

- ☒ On March 15, 2004 applicant submitted a Supplemental Information Disclosure Statement for the above title and application number. Applicant submitted the Supplemental Information Disclosure Statement with the incorrect serial number . Applicant is requesting that the previously filed Supplemental IDS under serial number (10/609,969) be disregarded and that the Supplemental IDS with the correct serial number (10/606,969) which is attached be applied to the above said application.

**DOCKET NO.: ALZA-0157**

**PATENT**

The Commissioner is authorized to charge payment of any fees associated with this communication and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050.

Date: *April 7, 2004*

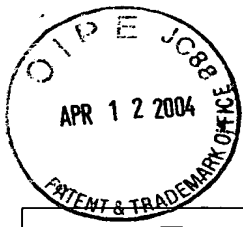
*Karen M. Whitney*

**Karen M. Whitney**

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**Form PTO-1449 Modified**

List of Patent and Publications  
Cited by Applicant  
(Use several sheets if necessary)

U.S. Department of Commerce  
Patent and Trademark Office

Docket No.  
**ALZA-0157**

Application No.  
**10/606,969**

Applicant  
**Chen, et al.**

Filing Date  
**June 25, 2003**

Group  
**Not Yet Assigned**

Confirmation No.  
**6463**

**U. S. PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Name	Class	Subclass

**FOREIGN PATENT DOCUMENTS**

Examiner Initial		Document No.	Date	Country	Translation	
					YES	NO
	162	WO 02/38185	05/16/02	PCT		
	163	WO 02/00137	01/03/02	PCT		

**EXAMINER****DATE CONSIDERED**